

# SHIBOLETH

Shiboleth, Yisraeli, Roberts & Zisman, LLP

October 18, 2007

By Hand

Hon. Denise Cote  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 1040  
New York, New York 10007

McCarthy Investments, LLC, et al. v. Abbas A. Shah, Linuxor  
Asset Management, LLC and Linuxor Capital Management, LLC.;  
07 CV 5617, 5618, 5619

## Request to File Sur-Reply

Dear Judge Cote:

I represent Respondents Abbas A. Shah, Linuxor Asset Management, LLC and Linuxor Capital Management, LLC in connection with the above-referenced actions.

Respondents respectfully request leave of this Court to submit a brief Sur-Reply, as Petitioners have asserted facts and raised issues that were not previously mentioned in their papers and which Respondents have not had the opportunity to address. We attach a copy of the proposed Sur-Reply for the Court's information.

Very truly yours,

Charles B. Manuel, Jr.

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